

From: (b) (6), (b) (7)(C), (b) (7)(D)
To: [Smith, Molly](#)
Cc: [Schulte, Matthew](#); [Kuss, Hala](#); [DiCosmo, Nefertiti](#); (b) (6), (b) (7)(C)
Subject: Re: Emerald Bioenergy
Date: Wednesday, September 8, 2021 11:12:37 AM
Attachments: [Dovetail Air Pollution Permit Jan 15 2020.pdf](#)
[Emerald Air Pollution Permit.pdf](#)
[Smell My App Data April 2019 - Aug 27 2021.xlsx](#)

Ms. Smith

Can an investigation be opened on Emerald Bioenergy/Dovetail Energy and the OEPA based on the Clean Air Act as well? We have over 2400 odor nuisance complaints that we have tracked via the Smell My City app (latest information attached). I've also attached Emerald/Dovetail's Division of Air Pollution Control Permit to Install and Operate documents. We don't believe that either of the facilities are doing air pollution testing. We've asked OEPA for the documentation to no avail. We don't believe they are complying with 40 CFR 60.42 and other CFRs.

It has gotten so bad in Fairborn Ohio that it is affecting our high school football games with people gagging and throwing up. Our visitors have left in disgust.

We know, by analyzing, the Smell My City app data that approximately 80% of the time the odors are worse outside of the normal business hours of 7:00 AM - 4:00 PM. We have asked OEPA to investigate during non business hours and they have failed to do so.

We also have emails and OEPA documentation that the "digesters" themselves either aren't running or not running properly. If the digesters aren't operating and the flare isn't working how are the burning off the gases and thus the odors. Not to mention that they're not processing biosolids correctly and in the end jeopardizing the farmer who applies these biosolids to their farmland and possible the consumer.

We appreciate the Federal EPA looking into these issues and ask you to further review whether OEPA can be trusted with authorities EPA has delegated to them.

(b) (6), (b) (7)(C), (b) (7)(D)

-----Original Message-----

From: Smith, Molly <Smith.Molly@epa.gov>
To: (b) (6), (b) (7)(C), (b) (7)(D)
Cc: Schulte, Matthew <Schulte.Matthew@epa.gov>; Kuss, Hala <Kuss.Hala@epa.gov>; DiCosmo, Nefertiti <dicosmo.nefertiti@epa.gov>; (b) (7)(C), (b) (6)
Sent: Fri, May 21, 2021 3:05 pm
Subject: Emerald Bioenergy

(b) (6), (b) (7)(C), (b) (7)(D) —

I have recently received several correspondences you have sent to EPA Region 5, including those to Special Agent (b) (6), (b) (7)(C). I am writing to inform you that the Water Enforcement and Compliance Assurance Branch in EPA Region 5 has been in correspondence with the Ohio Environmental Protection Agency to discuss the compliance status of the Emerald Bioenergy/Dovetail Energy facilities in Morrow and Greene Counties.

EPA Region 5 has opened an investigation and we have assigned both a technical inspector

and attorney to the matter.

We appreciate your continued information on this facility. We are focused on ensuring compliance with the Clean Water Act throughout our Region 5 states.

Sincerely,

Molly Smith

(she/her/hers)

Section 1 Chief

Water Enforcement and Compliance Assurance Branch

U.S. Environmental Protection Agency, Region 5

(312) 353-8773